

REMARKS

The Examiner rejected claims 28 and 29 under 35 U.S.C. § 102(b) as being anticipated by Tong et al. The applicant respectfully disagrees with the Examiner's rejections and believes the claims to be allowable in view of the prior art. However in an effort to expedite the prosecution of the present application, applicant has cancelled claims 28 and 29 without prejudice.

The Examiner has rejected claims 25 and 29 under 35 U.S.C. § 103(a) as being unpatentable over Seel et al. in view of Hoyle et al. and further in view of Kost and Timko. Applicant respectfully disagrees with the Examiner's rejections and believes the claims to be allowable in view of the prior art. However, in an effort to expedite the prosecution of the present application, the applicant has cancelled claims 25 and 29 without prejudice.

The Examiner has rejected claim 30 under 35 U.S.C. 103(a) as being unpatentable over Seel et al. in view of Hoyle et al., Kost, Timko and further in view of Little. Again, applicant respectfully disagrees with the Examiner's rejection. However, in an effort to expedite the prosecution of the present matter, claim 30 has been cancelled, without prejudice.

The Examiner has rejected claims 1-8, 10-15, 21, 24, 30 under the Judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-9 of U. S. Patent No. 6,238,325. Applicant respectfully submits herewith a Terminal Disclaimer, which is believed to overcome the Examiner's double patenting

1 rejections. Accordingly, claims 1-8, 10-15, 21 and 24 are believed to be in condition
for allowance.

The Examiner is respectfully requested to reconsider the aforementioned
rejections and allow claims 1-8, 10-15, 21 and 24.

5 No fees or extensions of time are believed to be due in connection with this
amendment; however, consider this a request for any extension inadvertently
omitted, and charge any additional fees to Deposit Account No. 502093.

Respectfully submitted,

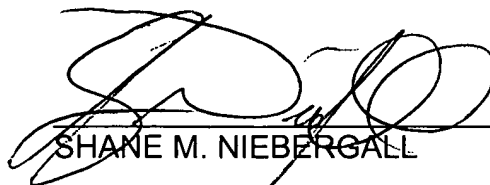
10 

SHANE M. NIEBERGALL
Registration No. 44,974
THOMTE, MAZOUR & NIEBERGALL
Attorneys of Record

15 2120 S. 72nd Street, Suite 1111
Omaha, NE 68124
(402) 392-2280

CERTIFICATE OF MAILING

20 I hereby certify that the original of this AMENDMENT AFTER FINAL
REJECTION for STUART G. OXFORD, Serial No. 09/772,029, was mailed by first
class mail, postage prepaid, to Mail Stop AF, Commissioner for Patents, P.O. Box
1450, Alexandria, VA 22313-1450, on this 8th day of September, 2004.

25 
SHANE M. NIEBERGALL